THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.153 of 1998

Dated : 11th August, 2006.

Between :

1. Gokavarapu Venkata Naga Pandurangarao
And 5 others. .. Petitioners

And

1. The Divisional Engineer, Department of
Telecommunications, Government of India,
Machilipatnam, Krishna District,
And 2 others. ..Respondents

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WRIT PETITION No.153 of 1998

ORDER :

This writ petition is filed seeking a direction to the respondents to redeliver the lands belonging to the petitioners which were acquired under the Land Acquisition Act, 1894 for the purpose of construction of telephone exchange by the 1st respondent.

It is not in dispute that by Award No.3/88, dated 31-8-1988, the compensation to which the petitioners were entitled was fixed and the same was also paid to them.

In the counter-affidavit filed on behalf of the 1st respondent, it is stated that the possession was handed over by the 2nd and 3rd respondents to the 1st respondent in the year 1988 itself and the construction of automatic telephone exchange was in progress.

Today, when the matter is taken up for consideration, the learned Standing Counsel appearing for the 1st respondent submitted that as a matter of fact during pendency of the writ petition, construction of automatic telephone exchange has been completed and the same has been functioning as on today.

In the circumstances, the direction as sought by the petitioners for redelivery of the lands in question cannot be granted.

Accordingly, Writ Petition is dismissed. No costs.

G. ROHINI, J.

Dt. 11-8-2006

gbs